IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Carl M. Mendel

Serial No.:

10/828,607

Filed:

April 21, 2004

EXAMINER: Cook, Rebecca

ART UNIT: 1614

Entitled:

Attorney Docket No. BBC-128/1

Mail Stop Petition

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

The undersigned hereby certifies that this correspondence listed below is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR §1.10, postage prepaid, Express Mailing Label No. EQ147670403US __, in an envelope addressed to Mail Stop Petition,

Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

anuant

date of mailing and signature

TRANSMITTAL LETTER

Sir/Madam:

Transmitted herewith are: [X] Petition to Revive Unavoidably Abandoned Application Under 37 C.F.R. §1.137(a) with Exhibit A; and [X] An Acknowledgement Postcard; to be filed in the above-identified patent application.

FEE FOR ADDITIONAL CLAIMS

[X] A fee for additional claims is not required.

A fee for additional claims is required. The additional fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	NUMBER OF EXCESS CLAIMS	RATE		FEES DUE
TOTAL CLAIMS			0	×\$18	=	0.00
INDEPENDENT			0	× \$84	=	0.00
FIRST INTRODUCTION OF MULT. DEPENDENT CLAIM +\$280					=	0.00
TOTAL FEES DUE					=	0.00

U.S. Application No.: 09/537,167 Attorney Docket No.: BBC-062/B

PAYMENT OF ADDITIONAL FEES

[X] The Commissioner is hereby authorized to charge payment of the additional fee of \$500.00 required under 37 CFR 1.117(l) in connection with the paper(s) transmitted herewith, to **Deposit Account No. 010025**. A duplicate copy of this transmittal letter is transmitted herewith.

PETITION FOR EXTENSION OF TIME

[]	Extension is requested under 37 CFR 1.136(a), and the following extension fee is applicable for the
	paper(s) filed herewith: [] \$120.00 for response within first month pursuant to 37 CFR 1.17(a)(1);
	[] \$450.00 for response within second month pursuant to 37 CFR 1.17(a)(2);
	[] \$1,020.00 for response within third month pursuant to 37 CFR 1.17(a)(3);
	[] \$1,590.00 for response within fourth month pursuant to 37 CFR 1.17(a)(4).
	[] \$2,160.00 for response within fifth month pursuant to 37 CFR 1.17(a)(5).

[X] The Commissioner is hereby authorized to charge payment of any additional fees required in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to **Deposit Account No.**010025. A duplicate copy of this transmittal letter is transmitted herewith.

Respectfully submitted,

Gayle B. O'Brien Agent for Applicant Registration No. 48,812 Abbott Bioresearch Center

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